

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

BROADCOM CORPORATION,

Miscellaneous Action  
Plaintiff,

v.

CINGULAR WIRELESS LLC,

Miscellaneous Action  
Defendant.

MISCELLANEOUS CASE NO. 06-218

**STIPULATED WITHDRAWAL OF BROADCOM CORPORATION'S MOTION TO  
COMPEL COMPLIANCE WITH SUBPOENA SERVED ON AUGUST 30, 2006**

On December 8, 2006, Broadcom Corporation ("Broadcom") filed a motion in this Court to compel compliance with a third-party subpoena issued to Cingular Wireless LLC ("Cingular"). Broadcom hereby withdraws its motion to compel, without prejudice to its reinstatement. In the event that Broadcom's motion needs to be reinstated, Broadcom's motion shall maintain its original filing date of December 8, 2006. Cingular reserves its right to object to the motion as untimely and contrary to the December 5, 2006 Order of the Hon. Barbara L. Major, United States District Court for the Southern District of California as well as all substantive arguments and objections.

Respectfully submitted,

**PHILLIPS GOLDMAN & SPENCE, P.A.**

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Dated: December 13, 2006

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Broadcom Corporation

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Dated: December 13, 2006

Attorneys for Defendant,  
Cingular Wireless LLC

**IT IS SO ORDERED.**

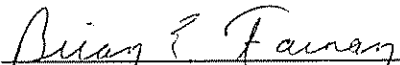
Dated: \_\_\_\_\_

\_\_\_\_\_  
The Honorable Gregory M. Sleet  
United States District Judge

Certificate of Service

I, Brian E. Farnan, hereby certify that on December 13, 2006 two copies of the foregoing Stipulated Withdrawal of Broadcom Corporation's Motion to Compel Compliance with Subpoena Served on August 30, 2006 were served via hand delivery on the following:

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\_\_\_\_\_  
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